

## Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 224760  
ORIGIN OPIC-06

INFO OCT-01 ARA-10 NEA-10 ISO-00 EB-08 AID-05 COME-00  
TRSE-00 /040 R

DRAFTED BY OPIC/GC:AKEESEE  
APPROVED BY EB/IFD/OIA:RDKAUZLARICH  
EB/IFD/OIA:DGRANT  
NEA/EGY:KHONAN  
NEA/ARP:JZELKAUSKI  
NEA/RIN:RBEALES  
ARA/AND:BSARGENT

-----033852 200527Z /12

R 192220Z SEP 77  
FM SECSTATE WASHDC  
TO AMEMBASSY CAIRO  
AMEMBASSY CARACAS  
USLO RIYADH  
AMEMBASSY TEHRAN  
AMEMBASSY DOHA

LIMITED OFFICIAL USE STATE 224760

E.O. 11652: N/A

TAGS: EINV

SUBJECT: LOCAL INVESTMENT DISPUTE SETTLEMENT

1. IN CONJUNCTION WITH CERTAIN CHANGES PROPOSED TO BE MADE  
IN THE PROVISIONS OF ITS BID AND PERFORMANCE GUARANTY INSUR-  
ANCE POLICIES, OPIC IS ATTEMPTING TO OBTAIN INFORMATION ON  
THE OPERATIONS OF LOCAL ARBITRAL, ADJUDICATORY AND  
GRIEVANCE-BOARD FORA IN COUNTRIES WHERE SUBSTANTIAL CON-  
STRUCTION PROJECTS HAVE BEEN OR ARE EXPECTED TO BE  
UNDERTAKEN BY U.S. CONTRACTORS. AN EXAMPLE OF SUCH FORUM  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 224760

WOULD BE THE GRIEVANCE BOARD OF THE GOVERNMENT OF SAUDI  
ARABIA.

2. SPECIFICALLY OPIC WOULD APPRECIATE ANY INFORMATION POST  
CAN DEVELOP WITHOUT UNDUE TIME EXPENDITURE ON FOLLOWING  
POINTS WITH RESPECT TO WHATEVER LOCAL FORUM, BOARD, COURT,  
PANEL, ETC., IF ANY, WOULD TAKE JURISDICTION IN THE EVENT

THAT AN INVITATION-FOR-BID OR CONSTRUCTION CONTRACT ENTERED INTO BY A PRIVATE CONTRACTOR WITH THE HOST GOVERNMENT STATED THAT DISPUTES WOULD BE REFERRED LOCALLY FOR ARBITRATION, ADJUDICATION, SETTLEMENT, ETC: (A) NAME OF LOCAL BODY WHICH WOULD TAKE JURISDICTION; (B) NAMES OF PARTIES (WHETHER OR NOT US ENTITIES) TO ANY MAJOR DISPUTES WHICH HAVE BEEN REFERRED TO SUCH BODY IN PAST TWO YEARS; (C)

DATES OF SUCH REFERRALS; (D) OUTCOME OF REFERRALS AND (E) ANY WRITTEN REGULATIONS OR GUIDELINES UNDER WHICH SUCH FORUM OR BODY WAS ESTABLISHED AND/OR WHICH GOVERNS OR PRESCRIBES ITS OPERATING PROCEDURES. IN SUM, OPIC SEEKS INFO ON QUOTE TRACK RECORD UNQUOTE OF SUCH LOCAL ARBITRAL OR ADJUDICATORY FORA.

3. CAN POST ALSO ADVISE WHETHER WRITTEN RECORDS OF ARBITRAL OR ADJUDICATORY PROCEEDINGS ARE AVAILABLE AND IF SO, FROM WHAT SOURCE.

4. FOR CAIRO, RIYADH, TEHRAN, DOHA: UNDERSTAND THAT INFO REQUESTED IN A, B, AND E OF PARA 2 ALREADY FORWARDED TO DEPARTMENT OF COMMERCE (CAGNE). THEREFORE REQUEST ONLY ITEMS OF POINTS B, C AND D PARA 2.

5. MANY THANKS FOR WHATEVER INFO POST IS ABLE TO DEVELOP ON THESE POINTS. VANCE  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 STATE 224760

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** DISPUTE SETTLEMENT, POLICIES, CONSTRUCTION, FOREIGN INVESTMENTS, PROPOSALS (BID), CONTRACTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 19-Sep-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977STATE224760  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** AKEESEE  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770341-0004  
**Format:** TEL  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770947/aaaabnpk.tel  
**Line Count:** 94  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 35f28842-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN OPIC  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 18-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 1217438  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** LOCAL INVESTMENT DISPUTE SETTLEMENT  
**TAGS:** EINV, US, EG  
**To:** CAIRO CARACAS MULTIPLE  
**Type:** TE  
**vdkgvwkey:** odb://SAS/SAS.dbo.SAS\_Docs/35f28842-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009